

1-1 By: Harris S.B. No. 410
1-2 (In the Senate - Filed February 1, 2007; February 21, 2007,
1-3 read first time and referred to Committee on Natural Resources;
1-4 April 3, 2007, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 10, Nays 0; April 3, 2007,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 410 By: Duncan

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the authority of certain municipal peace officers on a
1-11 lake located partly in the municipality.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter E, Chapter 31, Parks and Wildlife
1-14 Code, is amended by adding Section 31.1211 to read as follows:

1-15 Sec. 31.1211. JURISDICTION OF MUNICIPAL PEACE OFFICERS.

1-16 (a) This section applies only to:

1-17 (1) a municipality with a population of 75,000 or more
1-18 that:

1-19 (A) is located in a county with a population of
1-20 400,000 or more; and

1-21 (B) is adjacent to a lake:

1-22 (i) that is at least 20,000 acres;

1-23 (ii) that has at least 150 miles of
1-24 shoreline; and

1-25 (iii) in which the municipality shares
1-26 jurisdiction with at least three other municipalities located in
1-27 the same county as the municipality, each of which has a population
1-28 of 25,000 or less; and

1-29 (2) a municipality described by Subdivision
1-30 (1)(B)(iii).

1-31 (b) Notwithstanding any other law limiting the enforcement
1-32 jurisdiction of a peace officer, a peace officer of a municipality
1-33 who is certified as a marine safety enforcement officer under
1-34 Section 31.121 may enforce the provisions of this chapter within
1-35 the entire area of a lake if any portion of the lake is contained in
1-36 the corporate limits or extraterritorial jurisdiction of the
1-37 municipality.

1-38 SECTION 2. This Act takes effect immediately if it receives
1-39 a vote of two-thirds of all the members elected to each house, as
1-40 provided by Section 39, Article III, Texas Constitution. If this
1-41 Act does not receive the vote necessary for immediate effect, this
1-42 Act takes effect September 1, 2007.

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